IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 11425 of 2002

For Approval and Signature:

Hon'ble MR.JUSTICE RAVI R.TRIPATHI

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : YES

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

STATE OF GUJARAT

Versus

PATEL MAHESHKUMAR RAMANLAL

Appearance:

1. Special Civil Application No. 11425 of 2002

Mr.Digant P. Joshi, ASSISTANT GOVERNMENT PLEADER for Petitioner No. 1

MR RM CHHAYA for Respondent No. 1

CORAM : MR.JUSTICE RAVI R.TRIPATHI

Date of decision: 06/03/2003

ORAL JUDGEMENT

The present petition is filed by the State of

Gujarat through the Land Survey Organisation being aggrieved of the judgement and award passed by the learned Judge of the Labour Court, Ahmedabad in Reference (LCA) No.418 of 1998 dated 30.7.2002. Heard both the learned advocates. Perused the judgement and award, more particularly para 10. It is deemed fit that the order awarding 50% back wages be quashed and set aside. Order accordingly. Mr.Digant P. Joshi strenuously tried to assail the judgement and award for reinstatement also, but is not successful. The petitioner establishment is directed to comply with the award of the Labour Court within four weeks from the date of receipt of this judgement. Rule is made absolute to the aforesaid extent. No order as to costs.

(Ravi R. Tripathi, J.)

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